

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: John Butler	Team: Squad #4	CCRB Case #: 201805792	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 07/08/2018 3:20 AM	Location of Incident: § 87(2)(b)	Precinct: 75	18 Mo. SOL 1/8/2020	EO SOL 1/8/2020	
Date/Time CV Reported Sun, 07/08/2018 3:20 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 07/16/2018 2:08 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Anthony Waite	09649	961434	075 PCT
2. POM Andre Ohara	09483	961031	075 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. Officers			

Officer(s)	Allegation	Investigator Recommendation
A.POM Anthony Waite	Abuse: Police Officer Anthony Waite stopped § 87(2)(b)	
B.POM Anthony Waite	Abuse: Police Officer Anthony Waite frisked § 87(2)(b)	
C.POM Andre Ohara	Abuse: Police Officer Andre Ohara searched § 87(2)(b)	

### Case Summary

§ 87(2)(b) filed this complaint with IAB via phone on July 8, 2018. The complaint was received at the CCRB on July 16, 2018.

On July 19, 2018, a first call was placed to § 87(2)(b) and a voicemail was left.

On July 24, 2018, § 87(2)(b) was contacted via phone, but he was busy and said that he would call back later. On the same day, § 87(2)(b) contacted the CCRB via email and stated that he intended to call the CCRB later at an unspecified time. § 87(2)(b) made no further effort to contact the CCRB.

On July 26, 2018, a third call was placed to § 87(2)(b) but § 87(2)(b)'s phone was temporarily not in service. Between July 30, 2018, and August 1, 2018, two additional calls were placed to § 87(2)(b) and voicemails were left each time.

Between July 19, 2018, and August 3, 2018, three please call letters were mailed to § 87(2)(b) and none of the letters was returned to the CCRB by the US Postal Service. Between July 19, 2018, and August 3, 2018, three please call letters were successfully emailed to § 87(2)(b).

A CTS search revealed that this is the first complaint involving § 87(2)(b). On August 29, 2018, a BADS search revealed two additional phone numbers that § 87(2)(b) called after an arrest in July of 2018. On August 29, 2018, CLEAR and Lexis confirmed the phone number § 87(2)(b) provided in initially filing his complaint, one of the phone numbers located through the BADS search, in addition to two others. On August 29, 2018, calls were placed to each of the total of three new numbers located for § 87(2)(b). One of them was found not to be in service. A voice message was left at the second. The third was found to belong to the wife of § 87(2)(b)'s friend, § 87(2)(b). § 87(2)(b) promised to pass on a message to § 87(2)(b).

On August 30, 2018, while Inv. Butler was out of the office on vacation, § 87(2)(b) called from the number he originally provided in filing his complaint. § 87(2)(b) did not leave a voice message. On August 31, 2018, Manager Courage placed a sixth call to § 87(2)(b) from Inv. Butler's phone and left a message advising § 87(2)(b) that his complaint could not be kept open indefinitely and that he needed to schedule an appointment with Inv. Butler if he wished to proceed with the investigation. As of September 4, 2018, § 87(2)(b) has not further contacted the CCRB.

On September 6, 2018, a New York City Department of Correction search revealed that § 87(2)(b) was not incarcerated.

There is BWC footage of the incident located in IA 32, but it does not capture manifest misconduct. There is no other known video footage of the incident.

As of the date of this report, § 87(2)(b) has been unresponsive to contact attempts and has made no further effort to contact the CCRB. § 87(2)(g)

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Squad No.: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature Print Title & Name Date

Squad Leader: \_\_\_\_\_  
Signature Print Title & Name Date

Reviewer: \_\_\_\_\_  
Signature Print Title & Name Date